

AMENDED IN SENATE JUNE 22, 2005

AMENDED IN ASSEMBLY MAY 27, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

## ASSEMBLY BILL

**No. 1406**

**Introduced by Assembly Member Karnette**

February 22, 2005

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An act to add ~~Section 1750 to~~ *and repeal Section 1750 of* the Harbors and Navigation Code, relating to ports and harbors.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1406, as amended, Karnette. Ports and harbors: freight security fee.

Existing law requires the Governor to appoint, to serve at his or her pleasure, an executive officer as the Director of Homeland Security. Existing law requires the director to be in charge of homeland security and to be the state coordinator of all homeland security activities, including homeland security strategy, information analysis related to terrorism, and protection of critical infrastructure from terrorism.

This bill would require the Office of Homeland Security (OHS) to ~~establish a grant program to fund proposals from public or private entities to improve~~ *develop recommendations to increase* freight security *funding* at the state's ports and harbors, ~~to the extent that funding is provided in the annual Budget Act for this purpose using~~ *state, federal, or other funding sources*.

The bill would require OHS, on or before June 1, 2006, to provide a report to the Governor and the Legislature regarding ~~administrative actions that would facilitate implementation of these provisions and regarding appropriate funding sources for grants to improve freight~~

*methods of assessing at the state's ports and harbors ongoing port security needs and potential funding sources for those needs .*

The bill would authorize OHS to collaborate with ~~other~~ private or governmental entities to implement these provisions.

*These provisions would become inoperative on June 1, 2006, and, as of January 1, 2007, would be repealed.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 1750 is added to the Harbors and  
2 Navigation Code, to read:

3 1750. (a) ~~Only to the extent that funding is provided in the~~  
4 ~~annual Budget Act, the Office of Homeland Security (OHS) shall~~  
5 ~~establish a grant program to fund proposals from public or~~  
6 ~~private entities to improve freight security at the state's ports and~~  
7 ~~harbors.~~

8 ~~(b) On or before June 1, 2006, OHS shall provide a report to~~  
9 ~~the Governor and the Legislature regarding administrative~~  
10 ~~actions that would facilitate implementation of this section and~~  
11 ~~regarding appropriate funding sources for grants to improve~~  
12 ~~freight security at the state's ports and harbors.~~

13 ~~(c) OHS may collaborate with other governmental entities to~~  
14 ~~implement this section. The Office of Homeland Security (OHS)~~  
15 ~~shall develop recommendations to increase freight security~~  
16 ~~funding at the state's ports and harbors using state, federal, or~~  
17 ~~other funding sources.~~

18 ~~(b) On or before June 1, 2006, OHS shall provide a report to~~  
19 ~~the Governor and the Legislature regarding methods of assessing~~  
20 ~~at the state's ports and harbors ongoing port security needs and~~  
21 ~~potential funding sources for those needs.~~

22 ~~(c) OHS may collaborate with private or governmental entities~~  
23 ~~to implement this section.~~

24 ~~(d) This section shall become inoperative on June 1, 2006,~~  
25 ~~and, as of January 1, 2007, is repealed, unless a later enacted~~  
26 ~~statute that is enacted before January 1, 2007, deletes or extends~~  
27 ~~the dates on which it becomes inoperative and is repealed.~~

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